

**PX16**

## 1 UNITED STATES DISTRICT COURT

## 2 DISTRICT OF MINNESOTA

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4 )  
5 ) In Re: Bair Hugger Forced Air File No. 15-MD-2666  
Warming Devices Products ) (JNE/FLN)  
Liability Litigation )  
6 ) June 15, 2017  
7 ) Minneapolis, Minnesota  
Courtroom 15  
8 ) 9:45 a.m.  
9 )  
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10 BEFORE THE HONORABLE JOAN N. ERICKSEN  
11 UNITED STATES DISTRICT COURT JUDGE

12 THE HONORABLE FRANKLIN L. NOEL  
UNITED STATES MAGISTRATE JUDGE

13 **(STATUS CONFERENCE)**

14 APPEARANCES

15 FOR THE PLAINTIFFS:

16 LEVIN PAPANTONIO  
17 Ben W. Gordon, Jr.  
18 316 S. Baylen Street  
Suite 600  
19 Pensacola, FL 32502

20 CIRESI CONLIN  
21 Jan Conlin  
Michael A. Sacchet  
22 225 South 6th Street  
Suite 4600  
Minneapolis, MN

23 (Appearances continued next page)

## 1 P R O C E E D I N G S

2 (9:44 a.m.)

3 THE COURT: Mr. Blackwell, I thought you were  
4 saying the pledge of allegiance. Often when I'm in this  
5 courtroom, it's because I'm doing a Naturalization.

6 MR. BLACKWELL: Who knows what will be said by the  
7 end, Your Honor.

8 I wanted to introduce the Court to our summer  
9 associate who is here Khansaa Nadeem, who is a first year  
10 student at the University of Minnesota, and I invited her to  
11 come to see how justice is dispensed.

12 THE COURT: So you'll be going down to the ninth  
13 floor later? You know we have someone, you have someone,  
14 don't you?

15 MAGISTRATE JUDGE NOEL: Yes, I have both of my law  
16 clerks because my senior law clerk Carrie is leaving us at  
17 the end of the summer, and Chad will be filling in her  
18 shoes. And in between the two of them is Maxim Hoes, who is  
19 a lawyer from the Netherlands, who is a judicial observer at  
20 the University of Minnesota and has been working in my  
21 chambers all semester, so.

22 THE COURT: So do you two University of Minnesota  
23 people know each other?

24 (Off the record discussion between the students.)

25 THE COURT: Oh, wait a second. We're not quite

1 ready for you --

2 MR. COFFIN: One of them is an LLM student, so it  
3 doesn't seem fair, same group.

4 THE COURT: Amy, our person, there you are. Amy,  
5 if you don't want to sit so far back. My intern, also at  
6 the University of Minnesota.

7 MAGISTRATE JUDGE NOEL: Okay.

8 THE COURT: All right. Now, let's get  
9 appearances, and I've been informed that there is someone on  
10 the phone perhaps that wants to make a statement.  
11 Mr. Gordon, do you want to go ahead?

12 MR. GORDON: Your Honor, that may or may not be  
13 necessary. It kind of depends on you. There are a couple  
14 of lawyers on the phone who may be, I believe, will be,  
15 their cases may be the subject of some of the motions to  
16 dismiss that Mr. Hulse, I believe, may argue. And if the  
17 Court entertains those motions, well, let me say, first,  
18 I'll be prepared to make some general comments, but those  
19 lawyers before their cases potentially get dismissed, I  
20 think would like to be heard as well, Your Honor.

21 THE COURT: Would that be the lawyer for Fraley,  
22 Wilburn?

23 MR. GORDON: Yes, Your Honor.

24 THE COURT: DePriest?

25 MR. GORDON: Yes, Your Honor.